

## Decision under Delegated Powers

### Officer Requesting Decision

Principal Planning Officer, Development Management

### Officer Making the Decision

Head of Planning & Regeneration Services

### Recommendation

That a Section 106 agreement is signed providing for the payment of £66,500 by Lidl UK GmbH & Tillbridge Developments LLP to Leicestershire County Council to secure junction improvements at the signal controlled junction between the A6 and A6004. This payment needs to be made upon legal completion of the purchase of the site and the works completed by Leicestershire County Council within 12 months of this payment being made.

### Reason

The erection of the new Lidl store will increase traffic at the above junction to a level that would have a severe residual cumulative impact on the highway network unless appropriate mitigation measures are taken. The measures, to be funded by Lidl, are considered to be appropriate to mitigate the impact of the development.

### Authority for Decision

Part 2a of the Council Contitution – Delegation to the Head of Planning and Regeneration and namely section 21 which gives the Head of Planning and Regeneration delegated Authority “to negotiate the heads of terms of section 106 agreements”.

### Decision and Date



24 April 2018

### Background

Resolution to grant Planning permission for the “demolition of existing buildings and the erection of a retail store with associated parking, servicing and landscaping”, was made under reference P/16/2141/2 at the Plans Committee meeting of 7<sup>th</sup> December 2017.

This was also subject to a separate resolution authorising the preparation of a section106 agreement to “provide a sum of £66,500 to cover highway improvements in the vicinity”

This Section 106 agreement has now been prepared providing for the payment of £66,500 by Lidl UK GmbH & Tillbridge Developments LLP to Leicestershire County Council to secure junction improvements at the signal controlled junction between the A6 and A6004. This payment needs to be made upon legal completion of the purchase of the site and the works completed by Leicestershire County Council within 12 months of this payment being made.

### **Financial Implications**

There are no financial implications for Charnwood Borough Council as the money will be paid by Lidl UK to Leicestershire County Council.

### **Risk Management**

Risk Identified	Likelihood	Impact	Risk Management Actions Planned
Delivery of the junction improvements not carried out before the store opens for trade	Unlikely	minor	The Section 106 contains triggers to minimise this risk including an obligation that LCC carry out the works within 12 months of receiving payment.

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Key Decision: No

Background Papers:  
Planning files: P/16/2141/2  
Approved Section 106 Agreement